

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

LEE et al.

Serial No. 10/715,407

Filed: November 19, 2003

Title: METHOD FOR MONITORING THE TEMPERATURE OF A BIOCHEMICAL REACTION

Atty Dkt. 1498-164  
C# M#

1634

Examiner: Whisenant

Date: June 16, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE/AMENDMENT/LETTER**

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

 **Correspondence Address Indication Form Attached.****Fees are attached as calculated below:**

Total effective claims after amendment	0	minus highest number	
previously paid for	20	(at least 20) =	0 x \$50.00
			\$0.00 (1202)/\$0.00 (2202) \$

Independent claims after amendment	0	minus highest number	
previously paid for	3	(at least 3) =	0 x \$200.00
			\$0.00 (1201)/\$0.00 (2201) \$

If proper multiple dependent claims now added for first time, (ignore improper); add			
			\$360.00 (1203)/\$180.00 (2203) \$

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)			
			One Month Extension \$120.00 (1251)/\$60.00 (2251)
			Two Month Extensions \$450.00 (1252)/\$225.00 (2252)
			Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)
			Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)
			Five Month Extensions \$2160.00 (1255)/\$1080.00 (2255) \$

Terminal disclaimer enclosed, add				\$130.00 (1814) / \$65.00 (2814) \$ 130.00
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<input type="checkbox"/> Applicant claims "small entity" status.	<input type="checkbox"/> Statement filed herewith		
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Rule 56 Information Disclosure Statement Filing Fee			\$180.00 (1806) \$
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Assignment Recording Fee			\$40.00 (8021) \$
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Other: Patent Assignment Abstract of Title			\$
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<b>TOTAL FEE ENCLOSED</b>	<b>\$ 130.00</b>
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The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

901 North Glebe Road, 11th Floor  
Arlington, Virginia 22203-1808  
Telephone: (703) 816-4000  
Facsimile: (703) 816-4100  
ARC:eaw

NIXON & VANDERHYE P.C.  
By Atty: Arthur R. Crawford, Reg. No. 25,327

Signature: \_\_\_\_\_



GFW  
1634

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of  
LEE et al.

Serial No. 10/715,407

Filed: November 19, 2003

For: METHOD FOR MONITORING THE TEMPERATURE OF A BIOCHEMICAL  
REACTION

\* \* \* \* \*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**TERMINAL DISCLAIMER**

Your petitioner, The Secretary of State for Defense, having an office and place of business at CDB Porton Down, Salisbury, Wiltshire, United Kingdom SP4 0JQ represents that it is the assignee as recorded in an assignment at Reel 011677/Frame 0840, of all right, title and interest in and to Application Serial No. 10/715,407, filed November 19, 2003, for METHOD FOR MONITORING THE TEMPERATURE OF A BIOCHEMICAL REACTION.

Your petitioner hereby disclaims the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,730,478 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to such patent granted on the above-identified application shall be the same as the legal title to the above-identified Patent No. 6,730,478, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

06/19/2006 JADDO1 00000056 10715407  
01 FC:1814 130.00 0P

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term as presently shortened by any terminal disclaimer of Patent No. 6,730,478 in the event that it later: expires for failure to

pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The evidentiary documents accompanying this document or referred to above have been reviewed by the undersigned and it is certified that to the best of the assignee's knowledge and belief, title is in the assignee seeking to take action.

Check either box 1 or 2 below, as appropriate.

1.  For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

2.  The undersigned is an attorney or agent of record.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

The Secretary of State for Defense

By: \_\_\_\_\_



Arthur R. Crawford

Assignee's Attorney

Date:

June 16, 2006

**Terminal disclaimer fee under 37 C.F.R. § 1.20(d) included.** If missing, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.